

JOURNAL OF THE SENATE

Friday, April 29, 1955

281

The Senate convened at 10:00 o'clock A.M., pursuant to adjournment on Thursday, April 28, 1955.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kicklitter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

—38.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend E. E. Snow:

O God, our Heavenly Father, we come together again to do the work of the Legislature. We thank Thee we can pause at the beginning of the day's work and ask Thy blessing to be upon us

We all understand there must come sharp differences of opinion and clashing of philosophies of government as long as men think. God help us to think! Then out of our best thought, sifted by Thy Spirit, may the laws of our beloved State come.

In the midst of the great pressure and the tremendous amount of work being done, keep these Thy servants in a truly warm spirit of friendliness and brotherly fellowship. In the name of Christ we pray. Amen

The reading of the Journal was dispensed with.

The Senate daily Journal of Thursday, April 14, 1955, was further corrected as follows:

Page 73, column 2, between lines 12 and 13, counting from the bottom of the column, insert the following:

"Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 37—A bill to be entitled An Act to amend sections 239.38, 239.41, 239.42, 239.43, and 239.44, and to repeal 239.45, Florida Statutes, relating to scholarship loans in the institutions of higher learning of the State; the qualifications of applicants; value of scholarship loans; procedure for issuance of scholarship loans; and execution of notes by and collection or satisfaction of such notes by certain scholarship holders under certain conditions.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations under the original joint reference.

And as further corrected was approved.

The Senate daily Journal of Wednesday, April 27, 1955, was further corrected as follows:

Page 247, column 2, line 10, strike out the word "Senate" and insert in lieu thereof the word "House."

Also—

Page 253, column 2, line 24, counting from the bottom of

the column, strike out the figures "522" and insert in lieu thereof the figures "552."

Also—

Page 254, column 1, line 10, strike out the figures "544" and insert in lieu thereof the figures "554."

And as further corrected was approved.

The Senate daily Journal of Thursday, April 28, 1955, was corrected as follows:

Page 273, column 2, between lines 9 and 10, insert the following:

"Which was read the first time in full."

Also—

Page 278, column 2, between lines 33 and 34 insert the following:

"Senator Pope moved the adoption of the Committee Substitute for Senate Bill No. 53.

"Which was agreed to and the Committee Substitute for Senate Bill No. 53 was adopted."

Also—

Page 280, column 2, line 12, counting from the bottom of the column, between the words "So" and "Senate" insert the following:

"Committee Substitute for."

Also—

Page 280, column 2, line 25, counting from the bottom of the column, between the words "of" and "Senate" insert the following:

"Committee Substitute for."

Also—

Page 280, column 2, line 27, counting from the bottom of the column, between the words "And" and "Senate" insert the following:

"Committee Substitute for."

Also—

Page 280, column 2, line 31, counting from the bottom of the column, at the end of line 31, insert the following:

"Committee Substitute for."

And as corrected was approved.

REPORTS OF COMMITTEES

Senator Clarke, Chairman of the Committee on Banking, reported that the Committee had carefully considered the following Bills:

S. B. No. 442—A bill to be entitled An Act to amend Chapter 85, Florida Statutes relating to statutory liens by adding thereto a new section providing for a Banker's lien.

S. B. No. 416—A bill to be entitled An Act authorizing payment by savings and loan associations holding a State or Federal charter to a cestuique trust upon the death of the trustee in absence of a specific trust agreement.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Banking,

reported that the Committee had carefully considered the following Bill:

S. B. No. 174—A bill to be entitled An Act to amend Section 659.20, Florida Statutes 1953, relating to investments by banks and trust companies.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Banking, reported that the Committee had carefully considered the following Bill:

S. B. No. 443—A bill to be entitled An Act providing for organization of development credit corporations; providing for definition of terms used; providing the purpose of such corporations; providing that such corporations may be organized under provisions of the General Laws of Florida, subject to certain limitations; providing that such corporations may borrow money from members and issue securities and evidences of indebtedness and secure the same; providing said corporations may make loans, may acquire the good will, business and assets of persons, firms and corporations and undertake to pay the debts and liabilities of such persons, firms or corporations; may acquire real estate and use the same for the purposes of the corporation; providing that said corporation shall cooperate with Florida Development Commission and other agencies for the accomplishment of the purposes of the corporation; providing that corporations organized under the Laws of Florida or transacting business in Florida are authorized to purchase, hold and dispose of the securities of stock of development credit corporations; providing financial institutions are authorized to become members and make loans to such corporations, subject to certain limitations; providing that financial institutions are authorized to acquire the securities and stock of such corporation; providing such corporations shall set apart a portion of earned surplus from year to year as reserve fund; providing for selecting depositories for funds of such corporations; providing such corporation shall be subject to examination of the Comptroller and shall make reports to the Comptroller; providing that such corporations shall be exempt from paying filing fees, capital stock taxes, excise taxes on stock certificates, and exempt from compliance with Chapter 517, Florida Statutes, 1953; providing that the provisions of the Act are severable; and providing when said Act shall take effect.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Banking, reported that the Committee had carefully considered the following Bills:

S. B. No. 203—A bill to be entitled An Act relating to St. Johns County; restricting small loan business to loans of three hundred dollars (\$300.00) or less, and interest of one per cent (1%) per month or less notwithstanding Chapter 516, Florida Statutes; declaring interest in excess of one per cent (1%) per month usurious and such loans void and unenforceable; providing for referendum.

S. B. No. 9—A bill to be entitled An Act amending certain sections of Chapter 516, Florida Statutes, relating to small loan business; providing that permit holders may make loans of money, credit, goods or choses in action in the amount, or of the value of five hundred dollars (\$500.00) or less; amending Section 516.05 relating to issuance of license; denial of license and review in court; amending Section 516.14 relating to interest rates; providing an effective date.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Morgan, Chairman of the Committee on Publicity and Advertising, reported that the Committee had carefully considered the following Bill:

S. B. No. 270—A bill to be entitled An Act prohibiting the transportation of obscene matters into the State of Florida

or within the State; setting penalty for violations; creating a presumption of intent by possession of two (2) or more copies or articles of such character; providing for confiscation of such matters after conviction.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Baker, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bill:

S. B. No. 479—A bill to be entitled An Act to amend Section 73.10, Florida Statutes, relating to eminent domain to provide that in the taking of property for right of way for road purposes the court or jury shall consider the enhancement to the remaining land in computing damages and limiting the fees of witnesses in such cases, and making this Act effective immediately.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Judiciary "C," under the original joint reference.

Senator Baker, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bill:

S. B. No. 360—A bill to be entitled An Act to regulate and to license the business and practice of general public road, bridge, street and sewer construction in the State of Florida: to define the terms used in this Act; to establish a state licensing board for contractors engaged in general road, bridge, street and sewer construction for agencies of the State of Florida, the counties and county agencies of Florida; to provide the membership, terms of office, compensation, qualifications, powers and duties of the said board; to provide for a chairman, vice chairman, secretary and treasurer of said board; to provide certain exemptions to this Act; to provide for the adoption of a seal for the said board; to provide for meetings, regulations and rules of the board; to provide the duties of the secretary of the board; to provide for the application, examination and licensing of the contractors by the board; to provide license fees; to provide penalties for the violation of this Act; to provide that only licensed contractors be permitted to bid on public road, bridge and sewer projects; and to further provide an effective date.

—and recommends that the same do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Tapper, Chairman of the Committee on Governmental Reorganizations, reported that the Committee had carefully considered the following Bill:

S. B. No. 508—A bill to be entitled An Act to require the State Board of Control to submit a schedule of certain fees and charges for institutions of higher learning with the legislative budgets and to prohibit an increase in such fees and charges.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Tapper, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 512—A bill to be entitled An Act to prohibit the construction of new buildings in the State university system without express legislative authority; and making certain exceptions thereto.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on State Institutions, under the original joint reference.

Senator Floyd, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following Bill:

S. B. No. 542—A bill to be entitled An Act to impose the same requirements on foreign and alien insurance companies doing business in this State as is required of Florida insurance companies doing business in other states and countries; authorizing the insurance commissioner to forthwith suspend or revoke the certificate of authority of all insurance companies doing business in this State which are organized under the laws of a state or country that refuses to admit a Florida insurance company to do business in such state or country if the commissioner is satisfied that the Florida insurance company is solvent, properly managed, and can operate legally under the laws of such other state or country; repealing all laws in conflict herewith, and providing for the effective date of this Act.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Floyd, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following Bill:

S. B. No. 337—A bill to be entitled An Act relating to Credit Life and Credit Accident and Health Insurance; defining such insurance and authorizing the commissioner to adopt rules relative thereto; establishing minimum reserve requirements; providing a penalty for a violation of this Act and rules adopted pursuant thereto, and providing for effective date.

—and the Committee recommends that the Committee Substitute therefor, as reported herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Connor, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bill:

S. B. No. 400—A bill to be entitled An Act relating to the beverage law enforcement; amending Section 562.09, Florida Statutes, providing for package store restrictions; amending Section 562.13, Florida Statutes, prohibiting employment of minors and certain other persons by certain vendors; amending Section 562.23, Florida Statutes, providing for conspiracy to violate beverage law and penalty, amending Section 562.45, Florida Statutes, providing penalties for violating beverage law; amending Subsection (3) of Section 562.451, Florida Statutes, and adding a new Subsection (4) thereto, providing for penalties for possession of mash, wort, wash or moonshine liquor; amending Subsections (2) (3) and (4) of Section 562.49, Florida Statutes, providing for exceptions of wines, used for sacramental and religious purposes from restrictions, regulations and taxation; and providing for effective date.

—and recommends that the same do pass with Committee Amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Melvin, Chairman of the Committee on Rules and Calendar, reported that the Committee had carefully considered the following Resolution:

Senate Resolution No. 20—

A Resolution relating to executive sessions of the State Senate.

—and recommends that the same not pass.

And the Senate Resolution contained in the preceding report was laid on the table.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bills:

S. B. No. 239—A bill to be entitled An Act to amend Subsection (4) of Section 322.21, Florida Statutes, 1953, relating to the issuance of drivers licenses and duplicate drivers licenses by the county judges of each county, and the annual fee allowed each county judge for the issuance of said licenses.

S. B. No. 461—A bill to be entitled An Act fixing and establishing the boundary of the State of Florida along the Atlantic Ocean and the Florida Straits, as authorized by Public Law 31, also described as Chapter 65, of the first session of the Eighty-Third Congress of the United States.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bills:

H. B. No. 50—A bill to be entitled An Act relating to withdrawals of moneys from the registry of the court; amending Section 54.05, Florida Statutes, to provide the circuit judge will not be required to countersign checks.

H. B. No. 80—A bill to be entitled An Act relating to proceedings for restoration of disabilities of persons adjudged to be insane; amending Sections 62.33 and 62.34, Florida Statutes; relating to the appearance of State Attorney at hearings and issuance of orders by circuit judge under certain circumstances.

H. B. No. 90—A bill to be entitled An Act relating to the adoption of adult law; amending Section 72.34, Florida Statutes, by eliminating the five (5) year custody requirement; setting effective date.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 344—A bill to be entitled An Act to provide for State financial aid to counties maintaining a free public library or free library service; for prerequisites for participation in such State aid by the several counties; for certain duties and authorities in dispensing such funds and in establishing standards of library services to be maintained by recipients of such aid; and making appropriations for carrying out the provisions of this Act.

—and recommends that the same do pass with Committee Amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 370—A bill to be entitled An Act relating to arthropod control; amending Sections 389.13-389.18, Florida Statutes, and adding to Chapter 389, Florida Statutes, Sections 389.141, 389.171, 389.172, 389.173, 389.174, 389.181 and 389.182, providing for State participation and financial aid to mosquito control districts and counties in arthropod control, repealing Section 389.21, Florida Statutes; and providing an effective date.

S. B. No. 377—A bill to be entitled An Act declaring the water policy of the State; creating and establishing a water resources study commission to conduct a study and report its findings and recommendations to the next regular session of the Legislature; providing an appropriation; and providing an effective date.

S. B. No. 436—A bill to be entitled An Act authorizing the development of a stream sanitation control staff under the supervision and direction of the State Health Officer, authorizing the Florida State Board of Health to enter into a cooperative lease with the Board of Commissioners of Polk

County for a laboratory and office space for said stream sanitation control staff, and making an appropriation to the State Board of Health for carrying out the provisions of this Act.

S. B. No. 492—A bill to be entitled An Act relating to community college advisory committee; to provide for its membership, appointment and duties; administrative personnel and an appropriation for necessary expenses.

S. B. No. 494—A bill to be entitled An Act relating to compensation of county superintendents of public instruction in the State; amending Paragraph (c) of Subsection (2) of Section 242.011, Florida Statutes, providing a minimum annual salary for such officers.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bills:

H. B. No. 47—A bill to be entitled An Act to amend Subsection (3) of Section 236.07, Florida Statutes, relating to the Minimum Foundation Program, by providing a minimum salary for teachers under the program; and making this Act effective July 1, 1955.

H. B. No. 63—A bill to be entitled An Act relating to the power of eminent domain and supplemental proceedings for the acquisition of private property for public use; amending Section 74.01, Florida Statutes; providing that county school boards may take immediate possession of property involved in any condemnation suit instituted by said board.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bills:

S. B. No. 566—A bill to be entitled An Act relating to adult education as related to the Minimum Foundation Program; amending Section 236.04, Florida Statutes, relating to instruction units for adult education; and Section 236.07, Florida Statutes, relating to ranks of certificates of teachers in adult education.

S. B. No. 491—A bill to be entitled An Act granting authority to the State Superintendent of Public Instruction to destroy, in his discretion, certain obsolete correspondence, records, papers, and documents after the elapsing of certain periods of time; to photograph, microphotograph, or reproduce on film or prints other selected records and data of a permanent character; and to provide an effective date.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 343—A bill to be entitled An Act relating to schools; prescribing the powers and duties of county boards of public instruction and the State Board of Education relating to the operation of school lunch programs in each of the counties.

—and recommends that the same pass with Committee Amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendments attached thereto, was referred to the Committee on Appropriations, under the original joint reference.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 507—A bill to be entitled An Act to amend Subsections (3) and (8) of Section 236.07, Florida Statutes, re-

lating to the Minimum Foundation Program, by providing a minimum salary for teachers under the program; by providing that no Minimum Foundation Program funds may be expended for driving instruction programs, kindergartens, additional junior colleges or summer recreation programs; and making this Act effective July 1, 1955.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bills:

S. B. No. 509—A bill to be entitled An Act to amend Section 236.04, Florida Statutes, relating to the Minimum Foundation Program, by deleting reference to kindergartens and limiting grades thirteen and fourteen to existing junior colleges in the computation of instruction units; repealing Subsection (3) of Section 236.04, Florida Statutes, relating to instruction units for attendance in kindergartens; by requiring each county to employ a number of teachers not less than 95% of the instruction units calculated for such county and upon failure so to do to have such instruction units reduced; and making this Act effective July 1, 1955.

S. B. No. 510—A bill to be entitled An Act to amend Section 236.04, Florida Statutes, relating to the Minimum Foundation Program, by deleting reference to kindergartens and limiting grades thirteen and fourteen to existing junior colleges in the computation of instruction units; repealing Subsection (3) of Section 236.04, Florida Statutes, relating to instruction units for attendance in kindergartens; by requiring each county to employ a number of teachers not less than 95% of the instruction units calculated for such county and upon failure so to do to have such instruction units reduced; and making this Act effective July 1, 1955.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 243—A bill to be entitled An Act relating to the county school system; amending Sections 230.37, 230.38, and 236.31, Florida Statutes, to provide for election of trustees of any school district to be held on the general election date and ballot; providing for the present trustees of any school district to remain in office until the first Tuesday after the first Monday in January following the next general election.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 117—A bill to be entitled An Act relating to the membership of school officials and employees as defined, in educational associations; prohibiting influence or pressure upon school officials and employees to join or refrain from joining Florida Educational Association or other educational associations and providing a penalty for violation of the provisions of the Act.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with House Amendment, for engrossing—

S. B. No. 23—A bill to be entitled An Act making an appropriation of twenty five thousand (\$25,000) dollars to the Junior Chamber International with headquarters at Miami Beach in Dade County, Florida.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very Respectfully,

ROBT. W. DAVIS,
Secretary of the Senate as
Ex Officio Engrossing Clerk,
of the Senate.

And Senate Bill No. 23, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk of the Senate, for enrolling.

Your Engrossing Clerk to whom was referred, with Senate amendment, for engrossing—

S. B. No. 53—A bill to be entitled An Act relating to education; amending Subsections (3) and (5) of Section 236.07, Florida Statutes, relating to the method of determining the amounts to be included for instructional salaries and for current expenses under the Minimum Foundation Program.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very Respectfully,

ROBT. W. DAVIS,
Secretary of the Senate as
Ex Officio Engrossing Clerk,
of the Senate.

And Senate Bill No. 53, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with House Amendment, for engrossing—

S. B. No. 447—A bill to be entitled An Act to provide for the creation of a municipal corporation to be known as Town of Inglis, in Levy County, Florida; to fix and determine the territorial limits, jurisdiction, powers and privileges of said town and the jurisdiction, powers and privileges of its officers.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very Respectfully,

ROBT. W. DAVIS,
Secretary of the Senate as
Ex Officio Engrossing Clerk,
of the Senate.

And Senate Bill No. 447, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk of the Senate, for enrolling.

ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

S. B. No. 23

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on April 29, 1955, for his approval.

Very Respectfully,

ROBT. W. DAVIS,
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate.

Your Enrolling Clerk, to whom was referred—

S. B. No. 303

S. B. No. 398

S. B. No. 359

S. B. No. 403

S. B. No. 389

S. B. No. 404

S. B. No. 390

S. B. No. 406

S. B. No. 392

S. B. No. 407

S. B. No. 413

S. B. No. 426

S. B. No. 423

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on April 29, 1955, for his approval.

Very Respectfully,

ROBT. W. DAVIS,
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate.

Senator Morrow moved that Senate Bill No. 54, reported unfavorably by the Committee on Judiciary "A" on April 12, 1955, be removed from the table and recommitted to the Committee on Judiciary "A," for further consideration.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Kickliter moved that the rules be waived and Senate Bill No. 417 be recalled from the Committee on Pensions and Claims and re-referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Johnson, Chairman of the Committee on Judiciary "B," moved that the rules be waived and the Committee on Judiciary "B" be allowed an additional seven days to report on Senate Bills Nos. 188, 186, 185, 160 and 227, heretofore referred to the Committee.

Which was agreed to by a two-thirds vote and it was so ordered.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Gautier (13th)—

S. B. No. 579—A bill to be entitled An Act relating to unemployment compensation; amending Subparagraphs 1.a and 1.d of Paragraph (g) of Subsection (5) of Section 443.03, Florida Statutes, to except and exclude lime agricultural labor from definition of agricultural labor.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senators Pearce, Rawls, Beall, Stenstrom, Barber and Morgan—

S. B. No. 580—A bill to be entitled An Act appropriating an additional six hundred thirty-six thousand eight hundred eighty dollars (\$636,880.00) to the military department of the State of Florida for construction and equipment of National Guard armories; providing effective date.

Which was read the first time by title only.

Senator Pearce moved that the rules be waived and Senate Bill No. 580 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Pearce asked unanimous consent of the Senate to take up and consider Senate Bill No. 580, out of its order.

Which was agreed to.

S. B. No. 580—A bill to be entitled An Act appropriating an additional six hundred thirty-six thousand eight hundred eighty dollars (\$636,880.00) to the military department of the State of Florida for construction and equipment of National Guard armories; providing effective date.

Was taken up.

Senator Pearce moved that the rules be waived and Senate Bill No. 580 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 580 was read the second time by title only.

Senator Pearce moved that the rules be further waived and Senate Bill No. 580 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 580 was read the third time in full.

Upon the passage of Senate Bill No. 580 the roll was called and the vote was:

Yeas—33.

Mr. President	Edwards	Johnson	Pope
Baker	Floyd	Kicklitter	Rodgers
Black	Fraser	King	Rood
Bronson	Gautier (28th)	Melvin	Shands
Carlton	Gautier (13th)	Morgan	Stratton
Carraway	Getzen	Morrow	Tapper
Clarke	Hodges	Neblett	
Connor	Houghton	Pearce	
Douglas	Johns	Phillips	

Nays—None.

So Senate Bill No. 580 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Pearce —

S. B. No. 581—A bill to be entitled An Act to authorize the Judge of the Municipal Court of the City of Palatka, Florida, to issue search warrants for search and seizure within the corporate limits of the City of Palatka, Florida, of places, vehicles, or things to be searched in the manner, and upon the same terms, grounds, and conditions, as prescribed by Chapter 933, Florida Statutes annotated, 1941, and amendments thereof, and in case of a misdemeanor or violation of an ordinance of the City of Palatka, being committed to make the same returnable before himself, and in the case of a felony being committed to make the same returnable before the County Judge of Putnam County, Florida, or any judge or magistrate, having jurisdiction to try, or hold a preliminary hearing upon such felony.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 581 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Pearce moved that the rules be waived and Senate Bill No. 581 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 581 was read the second time by title only.

Senator Pearce moved that the rules be further waived and Senate Bill No. 581 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 581 was read the third time in full.

Upon the passage of Senate Bill No. 581 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kicklitter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 581 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Pearce—

S. B. No. 582—A bill to be entitled An Act to make a deficiency appropriation to the Legislative Council for the performance of the legislative service; making a contingent appropriation in the event of an extension of the legislative session; and providing an immediate effective date.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Rodgers—

S. B. No. 583—A bill to be entitled An Act to protect the interest of the public in the business of leasing motor vehicles for use in transporting property over the highways of the State of Florida; declaring such leasing business to be a privilege and providing for regulation thereof by vesting jurisdiction in the Florida Railroad and Public Utilities Commission and authorizing such commission to adopt rules and regulations pertinent hereto; prescribing the powers and duties of the commission with reference to applications, issuance of permits, registration of vehicles, investigations and issuance of vehicle plates or stickers; prescribing the responsibilities and duties of agencies leasing such motor vehicles; providing for the payment of registration tax and fees, certain bond or insurance requirements and granting certain exemptions; prohibiting assignment or transfer of permits, number plates or stickers and prohibiting such businesses from directly or indirectly procuring drivers for leased motor vehicles; prescribing penalties for violations of this Act or any order, decision, rule or regulation of the commission; providing for suspension, revocation or amendment of permits for cause; repealing all laws or parts of laws in conflict herewith; and providing for the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Fraser—

S. B. No. 584—A bill to be entitled An Act relating to beverage law enforcement; amending Section 562.27, Florida Statutes, by adding Subsection (5), providing penalty upon seizures and forfeitures; providing for effective date.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Bronson—

S. B. No. 585—A bill to be entitled An Act relating to tax on sales, use, and certain transactions; amending Subsection (4) of Section 212.08, Florida Statutes, to include magazine subscriptions among specific tax exemptions.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Stenstrom—

S. B. No. 586—A bill to be entitled An Act to amend Section 601.61, Chapter 601, Florida Statutes, so as to increase or change the amount of bond required to be executed by an applicant for license to become a licensed citrus fruit dealer and continuing all the other provisions of said Section 601.61, Chapter 601, Florida Statutes.

Which was read the first time by title only and referred to the Committee on Citrus Fruits.

By Senators Johnson, Floyd, Clarke and Carraway—

S. B. No. 587—A bill to be entitled An Act relating to and fixing the salaries of state attorneys and assistant state attorneys and providing for the payment of such salaries; repealing Sections 27.221, as amended by Sections 1 and 2 Chapter 28617, Acts of 1953, 27.23 and 27.26, Florida Statutes; providing effective date.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators Johnson, Floyd, Clarke and Carraway—

S. B. No. 588—A bill to be entitled An Act prescribing the

expenses which may be incurred by state attorneys and assistant state attorneys at public expense; providing for the payment of such expenses from the State treasury; and prescribing the effective date hereof.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators Johnson, Floyd, Clarke and Carraway—

S. B. No. 589—A bill to be entitled An Act to amend Paragraph (a) of Subsection (1) of Section 27.25, Florida Statutes, relating to stenographers for state attorneys and to the compensation of such stenographers; and providing an effective date.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Gautier (28th)—

S. B. No. 590—A bill to be entitled An Act amending Subsections (3) and (5) of Section 101.151, Florida Statutes, and Section 101.36, Florida Statutes; deleting and repealing the provisions relating to a single act of voting for all unopposed candidates at a general election.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Morrow—

S. B. No. 591—A bill to be entitled An Act authorizing the formulation and operation of a program of beverage alcohol and narcotics education to prevent alcoholism by teaching the danger of drinking and the great value of total abstinence; creating the Florida Beverage Alcohol and Narcotics Commission and providing for its composition, the appointment of its members, their terms of office and the filling of vacancies; setting forth purposes, methods of operation, powers, duties, and appropriation therefor; providing for: employment of executive secretary, clerical assistants, other officers, agents and employees, and their compensation; preparing and conducting a leadership training program; employment of consultants to work in public schools, their duties and compensation; accepting or refusing gifts of property and things of value; securing the co-operation of other groups and agencies; preparing the budget; making annual reports to the Governor; and organizing county co-operative committees, prescribing their duties and powers, and making an appropriation therefor.

Which was read the first time by title only and referred to the Committee on Education and the Committee on Appropriations, in the order named.

By Senator Melvin—

S. B. No. 592—A bill to be entitled An Act for the relief of T. D. Salter; appropriating funds to reimburse him for damages caused by construction of State Road 197 in Santa Rosa County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator King—

S. B. No. 593—A bill to be entitled An Act relating to meandered fresh water lakes in this State; prohibiting filling, dredging, taking material from the bottoms, or altering the shore line except upon permission; authorizing the trustees of the Internal Improvement Fund to exercise certain authority and control over said lakes and to cooperate with the counties and municipalities of this State in effectuating the provisions of this Act, and providing a penalty for violations.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Phillips—

Senate Concurrent Resolution No. 594:

A CONCURRENT RESOLUTION PROVIDING THAT CERTAIN HUSBANDRY AND PROTECTION FUNCTIONS OF FORESTRY SHALL BE CLASSED AS AGRICULTURAL OPERATIONS.

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That for all purposes under Federal and State laws relating to labor and other related subjects, that forest farming, raising, planting and protecting forest seedlings, control of forest fires and other husbandry relating to trees, exclusive of operations dealing with the cutting, logging and harvesting of forest products for sale or commercial use, shall be classified as agricultural operations.

Which was read the first time in full and referred to the Committee on Agriculture.

By Senator Phillips—

Senate Resolution No. 595:

A RESOLUTION IN MEMORY OF SENATOR JAMES WOFFORD LINDLER.

WHEREAS, Death has interrupted a life of consecrated public service and has removed from our midst an outstanding citizen of friendly manner and forthright judgment in the passing of our former colleague, the Honorable James Wofford Lindler, from this earth on the 24th day of June A. D., 1954, to a brighter day in the unknown Beyond, and

WHEREAS, Senator Lindler served in this Senate for four (4) terms from 1939 through 1954, and in the House of Representatives of this State for one (1) term from 1931 through 1932, and was respected and loved by all of us here today who had the privilege to know him and to serve with him, and

WHEREAS, It is deemed fitting that public record be made of the dedicated life of James Wofford Lindler and of his service to his beloved State of Florida, which were characterized by Christian conduct, chivalrous character, nobility of spirit, manly and gentlemanly bearing, integrity, ability of intellect and will, love and service of fellow man, and by ideals and noble deeds which were true measure of greatness, and

WHEREAS, The State of Florida and her people have lost a loyal, faithful, honorable, devoted and dearly beloved friend, neighbor, husband, father, soldier, citizen and statesman, and

WHEREAS, Even as we mourn our great loss, we acknowledge that, though he no longer moves among us, the spirit and example of fairness, justice, honor and right which he set, raises for us a standard to guide us through the years which are to be, NOW, THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That the Senate of the 1955 Session of the Legislature of the State of Florida does hereby express and record its regret and sorrow at the passing of Senator James Wofford Lindler, and extends its deep and heartfelt sympathy to the bereaved family of Senator Lindler.

BE IT FURTHER RESOLVED that a page of the Senate Journal be set aside in memory of the Honorable James Wofford Lindler and that a copy of this resolution be sent to his family.

Which was read the first time in full.

Senator Phillips moved that the further consideration of Senate Resolution No. 595 be postponed until 2:00 o'clock P. M., Monday, May 2, 1955.

Which was agreed to and it was so ordered.

By Senator Hodges—

S. B. No. 596—A bill to be entitled An Act relating to the designation of a portion of State Road S-326; providing that the section of road commencing at Gulf Hammock and running by Wekiva Springs to Morriston, be designated as the William R. Coulter Highway.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

MESSAGE FROM THE GOVERNOR

The following Communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

TALLAHASSEE
April 28, 1955

*The Honorable W. T. Davis
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that yesterday I approved the following Act, which originated in your Honorable Body, Regular Session, 1955, and have caused the same to be filed in the office of the Secretary of State:

S. B. No. 180 RELATING TO BRANCH OF FLORIDA
STATE HOSPITAL.

Respectfully,

LeROY COLLINS
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 28, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Carmine and Sheppard of Lee—

H. B. No. 660—A bill to be entitled An Act relating to counties having a population of more than twenty-one thousand (21,000) and less than twenty three thousand six hundred (23,600) according to the latest official census; authorizing the board of county commissioners to join with any municipality therein in constructing and maintaining, on an equal basis, recreational facilities; setting effective date.

Also—

By Mr. Belser of Holmes—

H. B. No. 689—A bill to be entitled An Act authorizing and permitting the boards of county commissioners in counties of the State with a population of not less than thirteen thousand and seven hundred (13,700) and not more than fourteen thousand (14,000) inhabitants according to the latest official census to include in their budget annually moneys for advertising purposes.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 660, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 660 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 660 was read the second time by title only.

Senator Neblett moved that the rules be further waived and House Bill No. 660 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 660 was read the third time in full.

Upon the passage of House Bill No. 660 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 660 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 689, contained in the above message, was read the first time by title only.

Senator Douglas moved that the rules be waived and House Bill No. 689 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 689 was read the second time by title only.

Senator Douglas moved that the rules be further waived and House Bill No. 689 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 689 was read the third time in full.

Upon the passage of House Bill No. 689 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 689 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 28, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Brewer and Burton of Brevard—

H. B. No. 687—A bill to be entitled An Act to extend the powers and jurisdiction of the Town of Cocoa Beach, a municipal corporation in Brevard County, Florida, entitled: "An Act declaring dilapidated, unsanitary or unsafe buildings or structures, marsh, swamp, wet or overflowed land, or the presence of garbage refuse, surface closets, dead animals, trash, waste and unused lumber or other waste materials, sawdust or debris of any kind, or weeds or high grass, to be nuisances; to provide a method of abating such nuisances; To authorize the town to do all work and furnish all materials for the abatement of such nuisance and charge and assess the expense of the same against the owner; to create a lien for said expense

and provide for the enforcement and foreclosure of the same, and the cost and expense of the same.

Proof of publication attached.

Also—

By Messrs. Brewer and Burton of Brevard—

H. B. No. 688—A bill to be entitled An Act to require certain contracts of the town of Cocoa Beach, a municipal corporation of Brevard County, Florida, to be let only by competitive bids.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 687 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 687, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 688 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 688, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 28, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Dickinson and Roberts of Palm Beach—

H. B. No. 663—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Palm Beach County, Florida, to exchange or sell lands acquired by said county from delinquent taxes and providing the method and procedure of exchange or sale; method of disbursement of proceeds of sale; making Act cumulative.

Proof of publication attached.

Also—

By Messrs. Sheppard and Carmine of Lee—

H. B. No. 664—A bill to be entitled An Act requiring the procurement of a permit from the Board of County Commissioners of Lee County for making any improvements costing three hundred dollars (\$300.00) or more on real property in Lee County outside the incorporated limits of any municipality from the Board of County Commissioners of Lee County at a specified fee; providing for form to be furnished by Board of County Commissioners; providing for procedure for obtaining permit; providing for penalty; repealing Chapter 27679, Special Acts of 1951; providing an effective date.

Proof of publication attached.

Also—

By Mr. Costin of Gulf—

H. B. No. 665—A bill to be entitled An Act requiring the

Board of County Commissioners and the County Board of Public Instruction of Gulf County to publish minutes of all meetings and list all expenditures except individual salaries of school teachers; amending Section 1 of Chapter 27578, Laws of Florida, Acts of 1951.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 663 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 663, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 663 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 663 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 663 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 663 was read the third time in full.

Upon the passage of House Bill No. 663 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 663 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 664 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 664, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 664 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 664 was read the second time by title only.

Senator Neblett moved that the rules be further waived and House Bill No. 664 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 664 was read the third time in full.

Upon the passage of House Bill No. 664 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 664 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 665 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 665, contained in the above message, was read the first time by title only.

Senator Tapper moved that the rules be waived and House Bill No. 665 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 665 was read the second time by title only.

Senator Tapper moved that the rules be further waived and House Bill No. 665 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 665 was read the third time in full.

Upon the passage of House Bill No. 665 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 665 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 28, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Dickinson and Roberts of Palm Beach—

H. B. No. 662—A bill to be entitled An Act authorizing the Board of County Commissioners of Palm Beach County, Florida, to enter into an agreement with the Department of the Army, United States of America, by the acceptance of a permit from the Secretary of the Army to install a pumping plant and two submarine pipe lines, the latter to cross the government built jetties and to be buried in a trench under the submerged bottom in and across the ship channel, Lake Worth inlet, Palm Beach County, and to further authorize said Board of County Commissioners, as the permittee, to be responsible to the United States for all damage to property of the United

States that may arise through or as a result of said work, occupation and use, and to properly repair the same at the permittee's expense, and to further authorize the permittee to save the United States harmless from any and all claims which may arise from or incidental to governmental activities, and further for the permittee to agree that if inspections or other operations by the United States are necessary in connection with said occupation and use, all expenses connected therewith shall be borne by the permittee, and further that upon revocation by the Secretary of the Army, the Board of County Commissioners to agree to vacate the said public work, remove all property of the permittee therefrom and restore the public work within such time as the Secretary of the Army may designate, and if the permittee shall fail or neglect to remove the said property and so restore the said public work, then at the option of the Secretary of the Army the said property shall either become the property of the United States without compensation therefor, or the Secretary of the Army may cause it to be removed and the said public work to be so restored at the expense of the permittee, and no claim for damages against the United States or its officers or agents shall be created by or made on account of such removal and restoration; to declare the acceptance of said permit and the conditions thereof to be a county purpose; to authorize the Board of County Commissioners to levy and collect a county-wide ad valorem tax to provide funds to comply with the conditions of said permit.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 662 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 662, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 662 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 662 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 662 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 662 was read the third time in full.

Upon the passage of House Bill No. 662 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 662 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 28, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Sheppard and Carmine of Lee—

H. B. No. 661—A bill to be entitled An Act creating and establishing a fire control district in north Fort Myers; providing for boundaries beginning at a point on the north bank of the Caloosahatchee River where the line between Ranges 23 and 24 east in Township 45 south intersects said bank, run north along said range line between Ranges 23 and 24 east to the northeast corner of Section 25, Township 44 south, Range 23 east; thence run west along the north line of said Section 25 and the north line of Sections 26 and 27 of Township 44 south, Range 23 east to the northwest corner of said Section 27; thence run north along the west line of Sections 22 and 15 to the northwest corner of Section 15; thence run east along the north line of Section 15 to the northeast corner thereof; thence run north along the west line of Section 11 to the northwest corner thereof; thence run east along the north line of said Section 11 to the northeast corner thereof; thence run north along the west line of Section 1 to the northwest corner thereof on the north line of said Township 44 south, Range 23 east; thence run east along the line between Townships 43 and 44 south to the southwest corner of Section 32, Township 43 south, Range 24 east; thence run north along the west line of Sections 32, 29, 20, 17, 8 and 5 of Township 43 south, Range 24 east to a point on the north line of said Township and the line between Lee and Charlotte Counties; thence run east along said township and county line to the range line between Ranges 24 and 25 east; thence run south along said range line to the northwest corner of Section 7, Township 43 south, Range 25 east; thence run east along the north line of said Section 7 to the northeast corner thereof; thence run south along the east line of Sections 7 and 18 to the southeast corner of Section 18; thence run east along the north line of Section 20 to the northeast corner thereof; thence run south along the east line of Sections 20, 29, and 32 in said Township 43 south, Range 25 east to the waters of the Caloosahatchee River; thence run southwesterly along said waters to the point of beginning; providing referendum.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 661, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 661 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 661 was read the second time by title only.

Senator Neblett moved that the rules be further waived and House Bill No. 661 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 661 was read the third time in full.

Upon the passage of House Bill No. 661 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 661 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 28, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Hopkins of Escambia—

H. B. No. 642—A bill to be entitled An Act to empower the Escambia County Health Department to issue licenses for the operation of child care centers in order to protect the well being of the children of Escambia County, Florida; to define child care centers; to outline licensing procedure; to set health standards for children cared for in these centers and for the health of the personnel operating child care centers; to describe minimum physical facilities for these centers; to set standards of food service in these centers; to authorize revocation of permits; to set forth procedure for appeal of action taken under authority of this Act; providing penalties for violation of provisions of this Act; fixing an effective date.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 642 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 642, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

SPECIAL AND CONTINUING ORDER

Pursuant to the motion made by Senator Melvin on April 26, 1955, and the hour having arrived, the Senate took up for consideration Senate Bill No. 233 as a Special and Continuing Order of Business.

S. B. No. 233—A bill to be entitled An Act amending Section 340.03, Florida Statutes, (Section 3 of Chapter 28128, Laws of Florida, Acts of 1953) relating to the authorization of a specific turnpike project, by authorizing construction of an additional turnpike project from a point in St. Lucie County, Florida, to a point in Nassau County, Florida, or Duval County, Florida, through Lake County, Florida, and authorizing the study and, if determined feasible, construction of a specific turnpike project from a point in Hillsborough or Pinellas County, easterly and northeasterly to intersect the additional turnpike project above described.

Was taken up.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 233 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 233 was read the second time by title only.

Senator Baker, Chairman of the Committee on Public Roads and Highways, asked unanimous consent to withdraw the amendments to Senate Bill No. 233 as reported by the Committee.

Unanimous consent was granted and the amendments previously reported by the Committee on Public Roads and Highways were withdrawn.

Senator Gautier (13th) offered the following amendment to Senate Bill No. 233:

In Section 1, Subsection 1, line 3 (typewritten bill) following the words "Dade County, Florida" insert the following: "or Broward County, Florida,"

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to Senate Bill No. 233:

In Section 1, Subsection 2, lines 9 and 10 (typewritten bill) strike out the words: "to a point near the Georgia border in Duval County or Nassau County, Florida" and insert in lieu thereof the following: "through Marion County, Florida, to a point in Duval county, Florida, in the vicinity of the metropolitan area of the City of Jacksonville, Florida"

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to Senate Bill No. 233:

In Section 1, Subsection 3, line 1 (typewritten bill) strike out the word: "authorized", and following the words "created is hereby" insert the following: "directed"

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to Senate Bill No. 233:

In Section 1, Subsection 3, line 2 (typewritten bill), following the word "to" insert the following: "immediately"

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to Senate Bill No. 233:

In Section 1, Subsection 3, line 5 (typewritten bill), strike out the words "easterly or"

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator (Gautier (13th) also offered the following amendment to Senate Bill No. 233:

In Section 1, Subsection 3, line 7 (typewritten bill), following the words "(2) hereof; and," strike out the word "to" and insert in lieu thereof the following: "if found economically feasible shall"

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Tapper, Melvin, Floyd, Beall, Douglas, Rawls and Carraway offered the following amendment to Senate Bill No. 233:

In Section 1 (typewritten bill), following Subsection 3, add the following subsection and sections:

"(4) The authority herein created is authorized hereby to obtain engineering and traffic and other expert studies for the location and of the costs, feasibility and practicability of a turnpike project from a point on the additional turnpike project authorized by Subsection (2) hereof northwesterly or westerly to a point in Escambia County, Florida, or to a point of juncture at the boundary between the States of Alabama and Florida with any turnpike projected, authorized or constructed in the State of Alabama; such studies to be financed under the provisions of Section 340.27, but only out

of funds reimbursed to the State Road Department by the Florida State Turnpike Authority.

Section 1-B.—Chapter 28128, Laws of Florida, Acts of 1953, is amended by adding a new section to be known as Section 8-A, as follows:

Section 8-A. Advertising: No fund heretofore or hereafter appropriated to the State Advertising Commission shall be expended for publicizing or advertising any toll turnpike constructed under the provisions of this Chapter, as amended. Any incorporated city or town of Florida may maintain signboards along and upon the right of way of any turnpike project constructed hereunder, provided that such signs shall meet specifications as to location, frequency, construction and design as are prescribed by the Florida State Turnpike Authority. Such signboards shall not advertise any private industry, business, or attraction, but shall advertise only the community or area placing such board upon the turnpike."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13) offered the following amendment to Senate Bill No. 233:

In Title, (typewritten bill) strike out entire Title, and insert in lieu thereof the following:

"A bill to be entitled An Act amending Section 340.03, Florida Statutes, (Section 3 of Chapter 28128, Laws of Florida, Acts of 1953) relating to the authorization of a specific turnpike project, by authorizing the beginning of the same in Dade or Broward County, Florida, and by authorizing construction of an additional turnpike project from a point in St. Lucie County, Florida, to a point in Duval County, Florida, through Lake County, Florida, and directing an immediate study and the construction if economically feasible of a specific turnpike project from a point in Hillsborough or Pinellas County, Florida, northeasterly to intersect the additional turnpike project above described and authorizing the study of a specific turnpike project from a point on the aforesaid additional turnpike northwesterly or westerly to a point in Escambia County, Florida, or to a point of juncture at the Alabama-Florida line with any Alabama turnpike projected, authorized or constructed and limiting advertising thereon and prohibiting the expenditure of State advertising funds."

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tapper moved that the Senate take up and consider House Bill No. 429, now on the Calendar of House Bills on Second Reading, in lieu of Senate Bill No. 233, as amended.

Which was agreed to and it was so ordered.

H. B. No. 429—A bill to be entitled An Act amending Section 340.03, Florida Statutes, (Section 3 of Chapter 28128, Laws of Florida, Acts of 1953) relating to the authorization of a specific Turnpike Project, by authorizing the beginning of the same in Dade or Broward County, Florida, and by authorizing construction of an additional Turnpike Project from a point in St. Lucie County, Florida, to a point in Duval County, Florida, through Lake County, Florida, and directing an immediate study and the construction if economically feasible of a specific Turnpike Project from a point in Hillsborough or Pinellas County, Florida, northeasterly to intersect the additional Turnpike Project above described and authorizing the study of a specific Turnpike Project from a point on the aforesaid additional Turnpike northwesterly or westerly to a point in Escambia County, Florida, or to a point of juncture at the Alabama-Florida line with any Alabama Turnpike projected, authorized or constructed and limiting advertising thereon and prohibiting the expenditure of state advertising funds.

Was taken up.

Senator Tapper moved that the rules be waived and House Bill No. 429 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 429 was read the second time by title only.

Senators Rodgers and Gautier (28th) offered the following amendment to House Bill No. 429:

At the end of Section 1, Sub-section (3) add the following:

The said authority is further hereby directed to immediately obtain engineering, traffic and other expert studies of the costs, feasibility and practicability of a turnpike project from a point on the turnpike project authorized by Sub-section (2) hereof, in Orange County, Florida, extending in a general easterly or northeasterly direction to a point in Volusia County, Florida, connecting with U. S. Highway Number 1; and if found economically feasible it shall construct, maintain, repair, and operate such turnpike project at the location herein established; provided, however, that the exact route and termini shall be determined as provided by Sub-section (6) of Section 6, Chapter 28128, Laws of Florida, Acts of 1953.

Senator Rodgers moved the adoption of the amendment.

A roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senators Rodgers and Gautier (28th) to House Bill No. 429, the vote was:

Yeas—14.

Barber	Johns	Pope	Stenstrom
Black	Johnson	Rawls	Stratton
Gautier (28th)	King	Rodgers	
Hodges	Pearce	Shands	

Nays—24.

Mr. President	Carraway	Fraser	Morgan
Baker	Clarke	Gautier (13th)	Morrow
Beall	Connor	Getzen	Neblett
Bronson	Douglas	Houghton	Phillips
Cabot	Edwards	Kickliter	Rood
Carlton	Floyd	Melvin	Tapper

So the amendment failed of adoption.

Senator Tapper offered the following amendment to House Bill No. 429:

In Section 1, Subsection 1, line 15, (typewritten bill) following the words "Dade County, Florida" insert "or Broward County, Florida."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke presiding.

Senators Tapper, Melvin, Floyd, Beall, Douglas, Rawls, Carraway and Johnson offered the following amendment to House Bill No. 429:

In Section 1, Subsection 4, (typewritten bill) at the end of Subsection 4, strike out the period (.) and insert in lieu thereof the following: "; and if found economically feasible shall construct, maintain, repair and operate such turnpike project at the location herein established; provided, however, that the exact route and termini shall be determined as provided by Subsection (6) of Section 6, Chapter 28128, Laws of Florida, Acts of 1953."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (28th) offered the following amendment to House Bill No. 429:

In Section 1, add new subsection as follows:

() Under no circumstances shall Federal Funds accruing to the State of Florida be used or applied in connection with any turnpike hereinbefore authorized for, during, or after construction thereof.

Senator Gautier (28th) moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senators Rodgers and Gautier (28th) offered the following amendment to House Bill No. 429:

At the end of Section 1, Subsection (3), add the following:

The said authority is hereby authorized to obtain engineering and traffic and other expert studies of the costs, feasibility

and practicability of a turnpike project from a point on the turnpike project authorized by Subsection (2) hereof, in Orange County, Florida, extending in a general easterly or northeasterly direction to a point in Volusia County, Florida, connecting with U. S. Highway Number 1; and to construct, maintain, repair and operate such turnpike project at the location herein established; provided, however, that the exact route and termini shall be determined as provided by Sub-section (6) of Section 6 hereof.

Senator Rodgers moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Tapper offered the following amendment to House Bill No. 429:

In Title, strike out entire title and insert in lieu thereof the following:

"A bill to be entitled An Act amending Chapter 28128, Laws of Florida, Acts of 1953 (same now being Chapter 340, Florida Statutes), relating to the authorization of a specific turnpike project, by authorizing the beginning of the same in Dade or Broward County, Florida; and by authorizing the construction of an additional turnpike project from a point in St. Lucie County, Florida, to a point in Duval County, Florida, through Lake County, Florida and Marion County, Florida; directing an immediate study and the construction if economically feasible of a specific turnpike project from a point in Hillsborough or Pinellas County, Florida, northeasterly to intersect the additional turnpike project above described; and authorizing and providing financing for the study of a specific turnpike project from a point on the aforesaid additional turnpike northwesterly or westerly to a point in Escambia County, Florida, or to a point of juncture at the Alabama-Florida line with any Alabama turnpike projected, authorized or constructed; and prohibiting expenditure of state advertising funds for any turnpike and authorizing certain restricted municipal advertising thereon."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tapper moved that the rules be further waived and House Bill No. 429, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 429, as amended, was read the third time in full.

Upon the passage of House Bill No. 429, as amended, the roll was called and the vote was:

Yeas—30.

Mr. President	Connor	Houghton	Phillips
Baker	Clarke	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Bronson	Floyd	Melvin	Stratton
Cabot	Fraser	Morgan	Tapper
Carlton	Gautier (13th)	Morrow	
Carraway	Getzen	Neblett	

Nay—8.

Black	Hodges	Pearce	Shands
Gautier (28th)	Johns	Pope	Stenstrom

So House Bill No. 429 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The President presiding.

Senator Melvin, Chairman of the Committee on Rules and Calendar, moved that the rules be waived, and when the Senate adjourns, it adjourn to reconvene at 2:00 o'clock P.M., Monday, May 2, 1955.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Melvin moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:22 o'clock P. M., until 2:00 o'clock P. M., Monday, May 2, 1955.